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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

6 \* \* \*

7 LISA MARIE TRILLO-CORONA,

8 Plaintiff(s),

9 v.

10 NANCY A. BERRYHILL,

11 Defendant(s).

Case No. 2:17-CV-129 JCM (CWH)

ORDER

12  
13 Presently before the court is Magistrate Judge Carl W. Hoffman's report and  
14 recommendation ("R&R") in the matter of *Trillo v. Colvin*, case number 2:17-cv-00129-JCM-  
15 CWH. No objections have been filed, and the deadline for doing so has passed.

16 Magistrate Judge Hoffman notes in his report and recommendation that the  
17 administrative law judge ("ALJ") correctly held that plaintiff was not disabled for disability  
18 insurance benefits purposes because there are jobs that plaintiff is able to perform. (ECF No.  
19 20). The magistrate judge also notes that the ALJ incorrectly identified some of those jobs. *Id.*  
20 Nevertheless, because the misidentification was a harmless error, the magistrate judge  
21 recommends denying plaintiff Lisa Marie Trillo's motion to remand and granting the social  
22 security commissioner's motion to affirm the agency decision. *Id.*

23 This court "may accept, reject, or modify, in whole or in part, the findings or  
24 recommendations made by the magistrate." 28 U.S.C. § 636(b)(1). Where a party timely objects  
25 to a magistrate judge's report and recommendation, then the court is required to "make a de novo  
26 determination of those portions of the [report and recommendation] to which objection is made."  
27 28 U.S.C. § 636(b)(1).  
28

1           Where a party fails to object, however, the court is not required to conduct “any review at  
2 all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149  
3 (1985). Indeed, the Ninth Circuit has recognized that a district court is not required to review a  
4 magistrate judge’s report and recommendation where no objections have been filed. *See United*  
5 *States v. Reyna-Tapia*, 328 F.3d 1114 (9th Cir. 2003) (disregarding the standard of review  
6 employed by the district court when reviewing a report and recommendation to which no  
7 objections were made).

8           Nevertheless, this court conducted a *de novo* review to determine whether to adopt the  
9 recommendation of the magistrate judge. Upon reviewing the recommendation and underlying  
10 briefs, this court finds good cause appears to adopt the magistrate judge’s findings in full.

11           Accordingly,

12           IT IS HEREBY ORDERED, ADJUDGED, and DECREED that Magistrate Judge  
13 Hoffman’s report and recommendation (ECF No. 20) be, and the same hereby is, ADOPTED in  
14 its entirety.

15           IT IS FURTHER ORDERED that Trillo’s motion to remand (ECF No. 17) be, and the  
16 same hereby is, DENIED.

17           IT IS FURTHER ORDERED that the social security commissioner’s motion to affirm the  
18 agency decision (ECF No. 18) be, and the same hereby is, GRANTED.

19           The clerk shall enter judgment accordingly and close the case.

20           DATED June 25, 2019.

21             
22           UNITED STATES DISTRICT JUDGE